

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION

FILED

July 26, 2023

CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXAS

SANTANDER CONSUMER USA, INC.

)

Plaintiff

)

v.

)

THE CITY OF SAN ANTONIO,

)

ALANIS WRECKER SERVICE, LLC, and

)

ALEJANDRO ALANIS

)

Defendants

)

BY: _____ NM

DEPUTY

CIVIL ACTION NO.

SA-21-CV-172-OLG

ORDER

Under consideration is the report and recommendation of United States Magistrate Judge Richard B. Farrer. Docket no. 94. Before the Court makes a determination on the issues addressed in the recommendation, the parties are ORDERED to file a written advisory within 14 days from the date below addressing the following:

Whether the state court lawsuit commenced in January 2019 (two years prior to the commencement of this suit) remains pending.

If so, explain the status of the case, including: the original claims and remaining unresolved claims against each party, the current stage of litigation, and whether a trial date is set or has been requested. The parties must also attach a copy of the pleadings and the state court docket sheet.

Whether any party has moved to sever the claims in the state court proceedings.

Whether it would be appropriate to stay or abstain from deciding the claims in this case until after the state court has resolved the claims before it.¹

Whether the parties have mediated the claims pending in either forum.

SIGNED and ENTERED this 26th day of July, 2023.



ORLANDO L. GARCIA
UNITED STATES DISTRICT JUDGE

¹The parties' positions on abstention must be supported by relevant legal authority.